

**FEDERAL PUBLIC DEFENDER  
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September 16, 2009

Honorable Peter G. Sheridan  
United States District Judge  
Clarkson E. Fisher Federal Bldg. & U.S. Courthouse  
402 East State Street  
Trenton, New Jersey 08608

Re: United States v. Troy Leake, Crim. No. 07-655 (PGS)

Dear Judge Sheridan:

The sentencing hearing for the above-captioned case is currently scheduled for Monday, September 21, 2009, at 2:00 p.m. The first sentencing hearing had been adjourned due to efforts to obtain the underlying records of conviction and judgment regarding three offenses that were used to assess criminal history points to Mr. Leake.

I have an additional concern regarding the lack of underlying records of convictions for wandering, which I have raised to Probation and the government. Given defense counsel's position that no criminal history points should therefore accrue for those offenses due to the lack of verification, the parties are in agreement in requesting Your Honor to adjourn the sentencing, during which time efforts will presumably be made to locate such records.

If the Court has any further questions or concerns, please do not hesitate to contact me at 973-645-6347. Your Honor's consideration of this matter is greatly appreciated.

Respectfully submitted,

/s/Candace Hom  
Assistant Federal Public Defender

cc: Michael Robertson, AUSA  
Robert Zapata, USPO  
Troy Leake

**SO ORDERED:**

**DATED:**

9/16/09

*Matter is scheduled  
for October 1, 2009 at  
12:00 PM*

*Peter M. Anderson*